

Advanced Administrative Analysis Training



Marine Corps
Administrative Analysis
Team

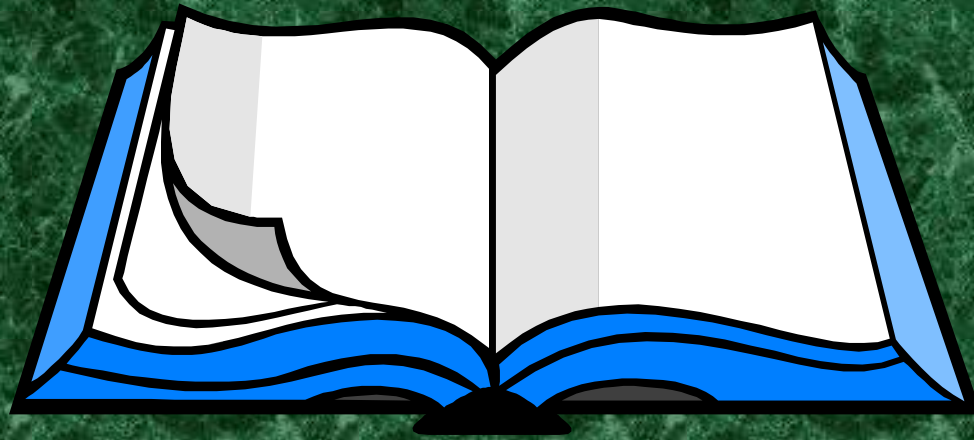
Revised: 1 Jul 0

Publications & References ■

- DODFMR Volume 7A, Chapter 26
- MCO P1751.3 (BAQ with Dependents)
- MCO P11000.22 (BAQ Without Dependents)

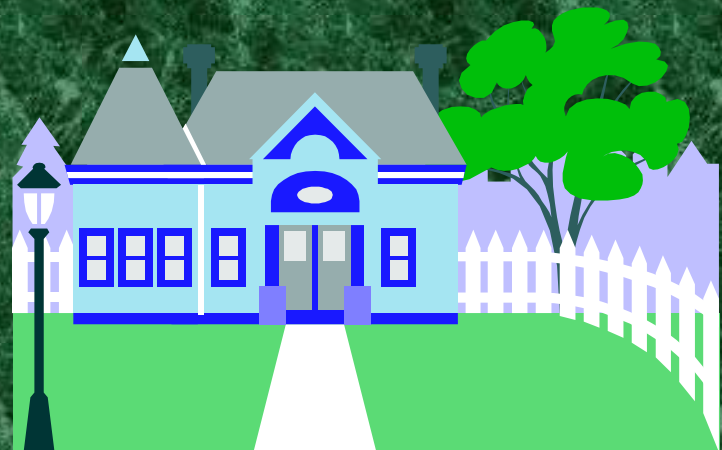


DEFINITIONS:



Basic Allowance for Housing (BAH)

- An amount of money prescribed and limited by law which an officer or enlisted member receives to pay for quarters not provided by the government.



Dependent:

- To a member of a uniformed service, dependent means:
 - Spouse
 - Unmarried child under the age of 21 including an adopted child or a stepchild, but not after divorce from the stepchild's natural parent
 - Unmarried illegitimate child under the age of 21 provided the parentage is established by court order, by a signed statement of parentage submitted by the member or, in the case of a female member, the birth certificate showing the member

Dependent:

- Unmarried child under the age of 21 that have been placed in the member's home by a local, state, or foreign government placement agency or a government-approved adoption agency as part of the normal adoption process, provided the member produces documentation from the adoption agency establishing the fact of the relationship and effective date of relationship.

Dependent:

- Unmarried child who is at least 21 years of age but under age 23 enrolled in a full time course of study at an educational institution approved by the Secretary concerned, when the member demonstrates in a statement listing the child's income and expenses that the child is in fact dependent on the member for over one half of the child's support.

Dependent:

- Unmarried child, 21 years of or older, who is incapable of self support because of a mental or physical incapacity and who is in fact dependent on the member for over one half of the incapacitated child's support.

Dependent:

- A parent, including a stepparent, parent by adoption, or any person who has stood in loco parentis at any time for a continuous period of at least five years before the member's 21st birthday, or a parent, a stepparent or adopted parent of the member's spouse, any of whose dependency on the member has been established in accordance with the rules and regulations established by the Secretary concerned.

Four Types of BAH

- BAH I
- BAH II
- BAH Difference
- BAH Partial

Conditions Which BAH Partial is Payable

- BAH Partial is payable only to Marines without dependents who:
 - Are assigned single type quarters, this includes barracks, berthing space on ships, and time spent in confinement incident to conviction by courts-martial.
 - E6's and below who reside off base without Command approval.

Types of BAH With Dependents

- BAH Spouse
- BAH Child-includes:
Legitimate Children
Illegitimate Children, Step
Children (must have physical
custody)
- BAH Parent

Conditions Under Which BAH Spouse is Payable

- The Spouse cannot be an active duty member of the armed forces.
- She/he is always considered to be the primary dependent.
- Proof of support is not required unless a complaint of non-support or insufficient support is

Conditions Under Which BAH Spouse is Payable

- Non-support or insufficient support complaint substantiated, stop the BAH if there are no other dependents.
 - Amount of support required.
 - If the support requirements are not established by court order or legal separation agreement, a member must provide support in an amount that is not less than the difference between the “with” and “without” dependent BAH II rates.
 - Dependent location unknown, if there are no other dependents, stop the BAH with Dependent

Conditions Under Which BAH Child is Payable

- BAH is approved by the local commander.
- Member married to member only one can receive BAH for ALL children when both members maintain a joint residence.

Conditions Under Which BAH Child is Payable

- BAH for child approved as a result of divorce. The following apply:
 - A member who was assigned to single type government quarters and entitled to BAQ at the with dependents rate solely on the basis of the member's payment of child support on December 4, 1991, is entitled to BAH II at the with dependent rate.
 - A member to whom the above rule does not apply and is assigned to single

Conditions Under Which BAH Child is Payable

- Grandfathered members who move out of single type government quarters on or after January 1, 1998, are no longer entitled to BAH-II with dependent. BAH entitlement in such cases will be determined under the normal rules.

Conditions Under Which BAH Child is Payable

- Non-support complaint substantiated or dependent location unknown notify CMC requesting authority to terminate BAH.
 - Amount of support required.
 - Member resides in Barracks - BAH With Dependent.
 - Member resides on Economy - BAH Difference.

Conditions on BAH for Step Children

- Same rules as BAH for legitimate child.
- Dependency status terminates on divorce unless the child was adopted by the stepparent.

Conditions on BAH for Children Born Out of Wedlock

- Child was approved after 4 Dec 1991, the member must have physical custody of the child to be entitled to BAH-I with dependent.
- Child was approved prior to 4 Dec 1991, member will be "Grandfathered" for continuous BAH-II with dependent if he/she resided in barracks on 4 Dec 1991.

Conditions on BAH for Children Born Out of Wedlock

- However, grandfathered members who move out of single type government quarters on or after January 1, 1998, is no longer entitled to BAH II with dependents. BAH entitlement in such cases will be determined under the normal rules.

Conditions on BAH for Children Born Out of Wedlock

- After 26 Nov 1993, BAH for illegitimate child will be approved by the local Commander. Member is only entitled to the BAH-I with dependent if he has physical custody.

Proof of Support:

- Must be provided with the initial BAH application. The attesting officer will document the proof of support on the initial application.
- When a complaint of non-support is received (ALMAR 327-93).
- Not required for annual recertifications.

Approving authority for BAH for Parent including Parent-In-Law and Loco Parentis

- BAH Parent (including parent-in-law, loco parentis) is approved by CMC.
- Annual certification is made to CMC by the parent.
- CMC will stop BAH if required.

Identify four types of BAH without Dependents

- Active Duty Spouse.
- PCS.
- E7 and above.
- Inadequate Space.

Conditions under which BAH Active Duty Spouse is available

- Spouse is on active duty.
- Joint residence maintained with the spouse.
- No dependents or spouse claims children.
 - Members can elect at any time who is to receive the BAH with dependents on behalf of the children and who is to receive the BAH Active Duty Spouse.

Conditions under which BAH PCS is Payable

- All Marines regardless of rank that are in receipt of partial BAH or BAH without dependents at their PDS are now entitled to BAH without dependents at the old PDS rate during the elapsed time period. (excludes accession pipeline Marines). PAAN 103-02
- Entitled from date of detachment through date prior to date of arrival at new PDS except

Conditions under which BAH Senior Enlisted/Officer is Payable

- Gunnery Sergeants and above without dependents may elect not to occupy quarters (barracks) at PDS at any time.
 - Except when mandatory assignment is required due to mission/training requirements.

Conditions under which BAH Inadequate Space is payable

- SSgt and below with installation commanders approval.
- Most Base Housing Orders have a provision to allow SSgts and below 90 days to request to remain off base or lose entitlement to BAH after loss of dependents due to divorce (or death) a member.
- Geographical bachelors cannot be forced to accept inadequate quarters, however they can voluntarily accept

Identify the conditions under which BAH for temporary assignments is payable

- Credited to E4 and above, over 4 years of service for the first 30 days at TDY sites while enroute PCS.
- For all ranks –BAH accrues for not more than 30 days that the member temporarily occupies government quarters incident to the PCS at either the old or new duty station. This can be extended beyond 30 days if

Identify the conditions under which BAH for temporary assignments is payable

- When a Marine vacates the barracks within the first 30 days of arrival, entitlement is automatically credited back to the date the member reported to the new PDS.
- When a Marine who was residing on the economy, moves back into the barracks within the last 30 days prior to detaching, he is only entitled to BAH for temporary assignment if the installation commander certifies that

Identify the conditions under which BAH for temporary assignments is payable

- Note: For DLA own right, Permanent government quarters cannot be assigned.
- Temporary occupancy at new PDS is periods of less than 60 days and can be extended for an additional 60.

BAH for PEB and Separation Leave

- PEB

- E4 and below, under 4 years of service - BAH accrues on or after the day of arrival at the designated place, through date of discharge, or day prior to effective date of retirement. Entitlement begins on actual or constructive date of arrival home or other designated place, whichever date is earlier.
- E4 and above, over 4 years of service, BAH accrues on and after day of departure from hospital or old station through day of discharge, or day prior to effective date of retirement.

- Separation leave. BAH will commence the date member vacates barracks.

BAH action to take when a Marine receiving BAH without dependents is placed in confinement

- Confined as a result of NJP - no action.
- Confined awaiting trial - no action.
- Confined as a result of conviction by court-martial - change to BAH Partial effective the date of

Define the terms
"Difference" and
"Grandfathered" as they
apply to BAH after 4 Dec
1991

- BAH Difference. Is the difference between BAH Own Right and BAH With Dependents.

Define the terms
"Difference" and
"Grandfathered" as they
apply to BAH after 4 Dec

1991

- BAH Grandfathered. A member is grandfathered for BAH II with dependents if:
 - On 4 Dec 91 he/she resided in the barracks and received BAH for child support.
 - Grandfathered status terminates when a members dependency status changes or if the member moves out of single

Define the terms "Difference" and "Grandfathered" as they apply to BAH after 4 Dec 1991

- Example: Member receives BAH for child support (divorced on 5 Oct 1991) and resides in the barracks on 4 Dec 1991 so he/she is grandfathered. If after 5 Dec 1991, he/she acquires another dependent through birth, marriage, CMC approval (parent), etc. he/she loses his/her grandfathered status.

Conditions under which BAH Difference is Payable

- Came into effect on 5 Dec 91.
- Member was residing on the economy (off-base) on 4 Dec 91 he/she is NOT grandfathered and rates BAH Own Right and BAH Difference.
- Not grandfathered or divorced after 4 Dec 91, rates:
 - BAH Difference ONLY if the member resides in the Barracks

BAH actions that need to transpire when a Marine gets divorced

- Effective date of divorce is last day a member has a dependent spouse. He/she is entitled to BAH on that day. Change the BAH qualifier appropriately effective the next calendar day.

BAH actions that need to transpire when a Marine gets divorced

- Member married to member, if divorce is effective after 30 Jun 92, only the member with custody of the children is entitled to BAH I with dependent. The non-custodial parent is not entitled to BAH I with dependent or BAH

Conditions under which a Marine is NOT entitled to BAH

- Single Marine living in contract quarters (Bachelor Leased Housing).
- Marine remaining in family-type quarters after divorce.

Conditions under which a Marine is NOT entitled to BAH

- Single members in the accession pipeline enroute to new PDS.
- E4 under 4 years of service ordered home PEB for the date of detachment from the PDS to the date prior to the date of arrival home via mode of transportation authorized in the orders.

Identify the Requirements of the Triennial Audit

- The triennial audit is the only detailed review of the SRB/OQR after the join audit is accomplished. Must be accomplished at least once every three years.
- Required for all Marines regardless of their dependency status.

Identify the Requirements of the Triennial Audit

- Members with dependents will certify their entitlement to receive Basic Allowance for Housing on behalf of their dependents by signing the appropriate block on the BIR.
- Failure to certify the dependents will result in a reduction of BAH effective the 1st day of the month

Proper BAH entitlement for reserve Marines performing active duty

- Members with dependents
- Marines on Active duty for periods of 140 days or more are entitled to BAH I with dependent.
- Marines on Active duty for periods less than 140 days are entitled to BAH II with

Proper BAH entitlement for reserve Marines performing active duty

- Member without dependents
 - Active Duty for Training
 - BAH Partial while assigned government quarters (including accommodations normally associated with field duty) at the place to which ordered for active duty.
 - BAH II without dependents (if under 140 days) when not assigned government quarters at the place to which ordered for active duty.

Proper BAH entitlement for reserve Marines performing active duty

- Active Duty Other Than for Training
 - BAH Partial when assigned government quarters at the monthly drill training site.
 - BAH without dependents when not assigned government quarters at the HTC, even if assigned government quarters at place to which TAD/TDY (must be incurring housing costs).